

Practitioner's Docket No. 49975 (70904)  
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: I. Nakano  
Application No.: 09/619,279                      Group No.: 2652  
Filed: July 19, 2000                      Examiner: Battaglia, Michael V.  
For: LENS, OPTICAL PICKUP DEVICE, AND METHOD FOR DETECTING LENS  
INCLINATION

**Mail Stop: FEE AMENDMENT**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is a Request for Reconsideration for this application.

**STATUS**

2. Applicant is  
[ ] a small entity. A statement:  
[ ] is attached.  
[ ] was already filed.  
[ X ] other than a small entity.

**EXTENSION OF TERM**

*NOTE: "Extension of Time in Patent Cases (Supplement Amendments) – If a timely and complete response has been filed after a*

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. SECTION 1.8(a))**

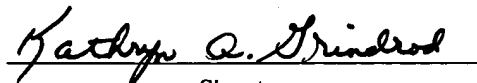
I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- [ x ] deposited with the United States Postal Service  
with sufficient postage as first class mail in an  
envelope addressed to the Commissioner for  
Patents, P.O. Box 1450, Alexandria, VA 22313-  
1450.

**FACSIMILE**

- [ ] transmitted by facsimile to the Patent and  
Trademark Office (703) \_\_\_\_-\_\_\_\_.

  
Signature

Date: January 28, 2004

Kathryn A. Grindrod  
(type or print name of person certifying)

*Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.*

*If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).*

NOTE: See 37 C.F.R. Section 1.645 for extensions of time in interference proceedings, and 37 C.F.R. Section 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. Section 1.136 apply.

*(complete (a) or (b), as applicable)*

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. Section 1.136 (fees: 37 C.F.R. Section 1.17(a)(1)-(4)) for the total number of months checked below:

	Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 420.00	\$ 210.00
<input type="checkbox"/>	three months	\$ 950.00	\$ 475.00
<input type="checkbox"/>	four months	\$ 1,480.00	\$ 740.00

Fee: \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

- ☐ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_

OR

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. Section 1.16(b)-(d)) has been calculated as shown below

(Col.1)	(Col. 2)	SMALL ENTITY			OR	OTHER THAN A SMALL ENTITY	
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee		Rate	Addit. Fee
<b>39</b>	<b>30</b>	<b>9</b>	<b>\$9.00</b>	<b>\$</b>		<b>\$18.00</b>	<b>\$162.00</b>
Independent Claims Remaining After Amendment	Highest No. Previously Paid For						
<b>14</b>	<b>10</b>	<b>4</b>	<b>\$43.00</b>	<b>\$</b>		<b>\$86.00</b>	<b>\$344.00</b>
First Presentation of Multiple Dependent Claim+			<b>\$145.00</b>	<b>\$</b>		<b>\$290.00</b>	<b>\$</b>
						<b>Total Addit. Fee</b>	<b>\$506.00</b>

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,

\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**WARNING:** "After final rejection or action (Section 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. Section 1.116(a) (emphasis added).

*(complete (c) or (d), as applicable)*

(c) ☐ No additional fee for claims is required.

**OR**

(d) ☒ Total additional fee for claims required \$ 506.00.

## FEE PAYMENT

5. ☒ Attached is a check in the sum of \$ 506.00.  
☐ Charge Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_.  
 A duplicate of this transmittal is attached.

## FEE DEFICIENCY

**NOTE:** *If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

6. [ X ] If any additional extension and/or fee is required, charge Account No. 04-1105.

### AND/OR

[ X ] If any additional fee for claims is required, charge Account No. 04-1105.

Date: January 28, 2004

David A. Tucker  
SIGNATURE OF PRACTITIONER

Reg. No. 27,840

David A. Tucker  
(type or print name of practitioner)  
Attorney for Applicant

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RECEIVED

FEB 10 2004

Mail Stop: Official Draftsperson  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Technology Center 2600

TRANSMITTAL OF FORMAL DRAWINGS

In response to the NOTICE OF INFORMAL DRAWINGS mailed on November 7, 2003.  
date

attached please find:

(a) the formal drawing(s) for this application.

Number of Sheets 16

NOTE: "Identifying indicia, if provided, should include the application number or the title of the invention, inventor's name, docket number (if any), and the name and telephone number of a person to call if the Office is unable to match the

CERTIFICATE OF MAILING (37 C.F.R. SECTION 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathryn A. Grindrod

(type or print name of person mailing paper)

Date: January 28, 2004

Kathryn A. Grindrod

Signature of person mailing paper

WARNING: "Facsimile transmissions are not permitted and if submitted will not be accorded a date of receipt" for "(4) Drawings submitted under sections 1.81, 1.83 through 1.85, 1.152, 1.165, 1.174, 1.437...." 37 C.F.R. section 1.6(d)(4).

*drawings to the proper application. This information should be placed on the back of each sheet of drawings a minimum distance of 1.5 cm. (5/8 inch) down from the top of the page. In addition, a reference to the application number, or, if an application number has not been assigned, the inventor's name, may be included in the left-hand corner, provided that the reference appears within 1.5 cm (9/16 inch) from the top of the sheet" (37 C. F. R. Section 1.84(c)).*

[ X ] Each sheet of drawing indicates the identifying indicia suggested in section 1.84(c) on the reverse side of the drawing.

(b) a copy of the Office Action Summary, dated November 7, 2003.

(c) a copy of AMENDMENT filed on January 28, 2004.

Date: January 28, 2004

David A. Tucker  
SIGNATURE OF PRACTITIONER

Reg. No. 27,840

David A. Tucker  
(type or print name of practitioner)  
Attorney for Applicant

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